

April 24, 2003

Charles R. Fulbruge III
Clerk

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 02-40770
Conference Calendar

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

BRUCE MCKINZIE,

Defendant-Appellant.

Appeal from the United States District Court
for the Eastern District of Texas
USDC No. 1:01-CR-95-1

Before DAVIS, BARKSDALE, and STEWART, Circuit Judges.

PER CURIAM:*

The attorney appointed to represent Bruce McKinzie has moved for leave to withdraw and has filed a brief as required by Anders v. California, 386 U.S. 738 (1967). McKinzie has received a copy of counsel's motion and brief but has not filed a response. Our independent review of the brief and the record discloses no nonfrivolous issue. Accordingly, counsel's motion for leave to withdraw is GRANTED, counsel is excused from further

* Pursuant to 5TH CIR. R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR. R. 47.5.4.

No. 02-40770

-2-

responsibilities herein, and the APPEAL IS DISMISSED. See 5TH
CIR. R. 42.2.